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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF INDIA

MINISTRY OF FINANCE

(Department of Economic Affairs)

Notification

New Delhi, the 14th March 1963

G.S.R. — In exercise of the powers conferred by Section 9 of the Foreign Exchange Regulation Act, 1947 (7 of 1947), the Central Government hereby makes the following further amendment to the order of the Government of India in the Ministry of Finance (Department of Economic Affairs) published with notification No. G.S.R. 872 dated the 25th September, 1958, namely: —

To the said Order, after the existing proviso, the following further proviso shall be added, namely: —

«Provided further that this Order shall apply in relation to every person in, or resident in, Goa, Daman and Diu subject to the modifications that —

- (a) for the words «before the expiration of one month from the date of this Order, or, in the case of a person who hereafter owns or holds such foreign exchange, within one month of the date of his so owning or holding», the words and figures «before the 14th April, 1963, or, in the case of a person who on and after the 14th March, 1963, owns or holds such foreign exchange, within one month of the date of his so owning or holding», shall be substituted;

- (b) clauses (iv) and (v) of the first proviso shall be omitted».

K. M. MIRANI

Deputy Secretary to the Government of India.

(F.1 (2)-EC/63/B)

Notification

New Delhi, the 14th March, 1963

G.S.R. — In exercise of the powers conferred by Sub-Section (1) of Section 19 of the Foreign Exchange Regulation Act, 1947 (7 of 1947), the Central

Government hereby directs that every resident in Goa, Daman and Diu, who owns foreign exchange in any account, other than an account in the currency of Burma, Ceylon or Pakistan on the date of publication of this notification in the Official Gazette, shall, before the 14th May, 1963, make a return to the Reserve Bank of India giving the following particulars in respect of such foreign exchange, namely: —

- the full name and address of the person owning such foreign exchange;
- the date on which the account was opened, and
- the balance in the account —
 - on the date of its opening,
 - as on the 11th March, 1963, and
 - also as on any other later date before the 14th day of May, 1963, if available.

K. M. MIRANI

Deputy Secretary to the Government of India.

(F.1 (2)-EC/63/A)

Notification

New Delhi, the 14th March, 1963

G.S.R. — In exercise of the powers conferred by Section 27 of the Foreign Exchange Regulation Act, 1947 (7 of 1947), the Central Government hereby makes the following rules further to amend the Foreign Exchange Regulation Rules, 1952, namely: —

1. These rules may be called the Foreign Exchange Regulation (Amendment) Rules, 1963.

2. In the Foreign Exchange Regulation Rules, 1952,

- in the First Schedule, in the original, duplicate and triplicate copies of Form G.R.I., and in Form VP/COD, for words, «Nepal, Tibet, Bhutan and Portuguese territories in India», wherever they occur, the words «Nepal and Bhutan» shall be substituted.
- in the Second Schedule, in sub-group (i) of Group A «Convertible Account Countries», under the column headed «Names of countries», for the brackets and words, «(Portugal and Portuguese Empire ex-

cluding the Portuguese possessions in India)», the brackets and words, «(Portugal and Portuguese Empire)», shall be substituted.

D. B. DUTT

Deputy Secretary to the Government of India.

No. 8/12/62-CIE (I)

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

Notification

New Delhi, the 17th April, 1963
27th Chitra, 1885

No. G. S. R. — In exercise of the powers conferred by sub-rule (2) of rule 125 of the Defence of India Rules, 1962, the Central Government hereby makes the following Order, namely: —

1. *Short title, extent and commencement:* — (1) This Order may be called the Sugar (Control) Order, 1963.

(2) It extends to the whole of India.

(3) It shall come into force at once.

2. *Definitions.* — In this Order, unless the context otherwise requires,

(a) «Chief Director» means the Chief Director in the Directorate of Sugar and Vanaspati, Ministry of Food and Agriculture, and includes an Officer on Special Duty, a Director and a Deputy Director in that Directorate;

(b) «recognised dealer» means a person carrying on the business of purchasing, selling or distributing sugar, and licensed under the Order relating to licensing of sugar dealers for the time being in force in a State or Union territory;

(c) «ex-factory price» means the price of sugar (inclusive of excise duty) packed in such manner as may be prescribed by the Central Government and loaded at the buyer's option on buyer's carts, lorries, or other means of transport, or into railway wagons at the railway station or siding generally used by the producer, and includes all incidental charges and dunnage charges, which are on account of the ex-factory seller:

(d) «producer» means a person carrying on the business of manufacturing sugar;

(e) «sugar» means —

(i) any form of sugar containing more than 90 per cent of sucrose including khandsari sugar, sugarcandy and bura sugar;

(ii) any sugar of crystalline structure;

(iii) sugar in process in vacuum pan sugar factory or raw sugar produced therein.

3. *Restriction on sale, etc., of sugar by producers.* — No producer shall sell or agree to sell or otherwise dispose of sugar, or deliver or agree to deliver sugar,

or remove any sugar from the bonded godowns of the factory in which it is produced, except under and in accordance with a direction issued in writing by the Central Government or the Chief Director.

4. *Power to issue directions to producers and dealers.* — The Central Government or the Chief Director may, from time to time, by general or special order, issue to any producer or recognised dealer, or any class of producers or recognised dealers, such directions regarding the production, maintenance of stocks, storage, sale grading, packing, marking, weighment, disposal, delivery and distribution of sugar as it or he may deem fit.

5. *Power to regulate movement of sugar.* — The Central Government or the Chief Director may, by general or special order, direct that no person shall transport or offer or accept for transport whether by road, rail or water all or any specified type or grade of sugar, except under —

(a) a general or special permit issued in this behalf;

(b) a military credit note:

Provided that nothing in this clause shall apply to the transport of sugar not exceeding one kilogram as part of the personal luggage of a *bona fide* traveller.

6. *Power to fix sugar prices.* — (1) The Central Government may, from time to time, by notification in the Gazette of India, fix the price or the maximum price at which any sugar may be sold or delivered, and different prices may be fixed for different areas or different factories or different types or grades of sugar.

(2) Such price or maximum price shall be fixed having regard to: —

(a) the estimated cost of production of sugar determined on the basis of the relevant Schedule of Costs given in the Report of the Tariff Commission (1959) on the Cost Structure of sugar and Fair Price payable to the Sugar Industry, subject to the adjustment of such rise in cost subsequent to the Tariff Commission enquiry in 1959 as in the opinion of the Central Government cannot be absorbed by the margin for contingency included in the relevant schedule and the consequent rise in return; and

(b) the average of the prices at which sugar was sold by the producer or producers in an area during such period, not being more than three months or less than two months immediately before the 1st April, 1963, as the Central Government may think fit:

Provided that where full information as to the price or prices at which sugar was sold in that area during the period aforesaid is not available, regard shall be had to the average of the prices during that period for which information is available.

(3) Where the price or the maximum price has been so fixed, no person shall sell or purchase or agree to sell or purchase any sugar at a price in excess of that fixed under sub-clause (1):

Provided that the price at which sugar may be sold for delivery otherwise than ex-factory shall not exceed the price or the maximum price, as the case may be, fixed under sub-clause (1) for sale ex-factory *plus* such charges in respect of transport to any town or any specified area and other incidental charges as may be fixed by the State Government in accordance with the instructions issued by the Central Government in this behalf from time to time.

7. *Power to allot quotas of sugar.* — The Central Government or the Chief Director may, from time to time, by order, allot quotas of sugar to any specified State or area.

8. *Power to issue directions to supply sugar.* — The Central Government or the Chief Director may, from time to time, by order issue directions to any producer or recognised dealer to supply sugar of such type or grade, in such quantities and to such areas or markets or to such persons or organizations as may be specified in the order and at a price not exceeding the price or the maximum price fixed under clause 6.

9. *Power to call for information, etc.* — The Central Government or the Chief Director or any person authorised in this behalf by the Central Government may, with a view to securing compliance with this Order, or to satisfy itself or himself that any order or direction issued under this Order is complied with, —

- (a) require any producer or recognised dealer to furnish within such period or at such

intervals as may be specified, such information, returns or reports and in such forms as may be required; and

- (b) prescribe the manner in which accounts of any sales, purchases or other transactions of sugar should be kept.

10. *Powers of inspection, entry and seizure.* — The Chief Director or any other officer authorised by the Central Government in this behalf may —

- (a) inspect or cause to be inspected any books or other documents belonging to or under the control of a producer or recognised dealer;
- (b) enter and search or authorise any person to enter and search the premises of a producer or recognised dealer;
- (c) seize stocks of sugar or authorise any person to seize such stocks in respect of which he has reason to believe that a contravention of this Order has been, or is being or is about to be committed.

11. *Producers, etc., to comply with directions under this Order.* — Every producer, recognised dealer or other person to whom any order or direction is issued under any powers conferred by or under this Order shall comply with such order or direction.

[No. 1 (1)/63-S. Py.]

L. G. RAJWADE
Join Secretary.

GOVERNMENT OF GOA, DAMAN AND DIU

ORDER

In exercise of the powers conferred by clause 2 and 3 of the Goa, Daman and Diu (Administration) Removal of Difficulties Order, 1962, and notwithstanding anything to the contrary contained in any law for the time being in force within this Territory, I hereby make the following order:

The license fees referred to in clause 5, sub-clause (2) of the Goa, Daman and Diu Sugar Dealers Licensing Order, 1963 published in the Government Gazette no. 16 series I, of 18th April 1963, shall be paid by the dealer in the form of local revenue stamp affixed to the license Form «B» mentioned in clause 4, sub-clause (2) of the said Order.

P. J. Fernandes

Administrator of Goa, Daman and Diu

Panjim, 27th April, 1963.

GOVERNO DE GOA, DAMÃO E DIO

(Tradução)

Portaria

No uso das faculdades conferidas pelos n.ºs 2 e 3 de «The Goa, Daman and Diu (Administration) Removal of Difficulties Order, 1962», e sem embargo do disposto em qualquer lei presentemente em vigor neste território, determino o seguinte:

As taxas de licença referidas no n.º 2 do artigo 5.º da portaria referente à Concessão de Licenças aos Comerciantes de Açúcar, de Goa, Damão e Dio, de 1963, publicada no *Boletim Oficial* n.º 16, 1.ª série, de 18 de Abril de 1963, devem ser pagas pelo comerciante por meio de estampilha fiscal colada na licença modelo «B» mencionada no n.º 2 do artigo 4.º da aludida portaria.

P. J. Fernandes

Administrador de Goa, Damão e Dio

Pangim, 27 de Abril de 1963.